



April 1, 2005

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## ENGROSSED SENATE BILL No. 602

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DIGEST OF SB 602 (Updated March 31, 2005 12:31 pm - DI 92)

**Citations Affected:** IC 36-10.

**Synopsis:** Genesis Convention Center manager salaries. Provides that a member of the board of managers of the Genesis Convention Center may receive a per diem if the member does not hold another lucrative or appointive office.

**Effective:** July 1, 2005.

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**Rogers, Riegsecker, Smith S**

(HOUSE SPONSORS — BROWN C, AYRES, SMITH V)

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January 24, 2005, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.

February 24, 2005, reported favorably — Do Pass.

February 28, 2005, read second time, ordered engrossed. Engrossed.

March 1, 2005, read third time, passed. Yeas 48, nays 0.

HOUSE ACTION

March 14, 2005, read first time and referred to Committee on Ways and Means.

March 31, 2005, amended, reported — Do Pass.

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ES 602—LS 7636/DI 103+



April 1, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 602

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 36-10-11-33 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 33. (a) The fiscal body  
3 of the lessee shall adopt an ordinance creating a board of five (5)  
4 members to be known as the "Civic Center Board of Managers". The  
5 board of managers shall supervise, manage, operate, and maintain a  
6 building and its programs.
- 7 (b) A person appointed to the board of managers must be at least  
8 twenty-one (21) years of age and a resident of the lessee governmental  
9 entity for at least five (5) years. If the lessee is a city, three (3) of the  
10 managers shall be appointed by the city executive, and two (2) of the  
11 managers shall be appointed by the city legislative body. If the lessee  
12 is not a city, all five (5) managers shall be appointed by the fiscal body  
13 of the lessee. An officer or employee of a political subdivision may not  
14 serve as a manager. The managers serve for terms of three (3) years.
- 15 (c) Notwithstanding subsection (b), if the lessee is a city, initial  
16 terms of the managers appointed by the executive are as follows:  
17 (1) One (1) manager for a term of one (1) year.

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(2) One (1) manager for a term of two (2) years.

(3) One (1) manager for a term of three (3) years.

The initial term of one (1) of the managers appointed by the legislative body is two (2) years, and the other is three (3) years.

(d) Notwithstanding subsection (b), if the lessee is not a city, initial terms of the managers are as follows:

(1) One (1) manager for a term of one (1) year.

(2) Two (2) managers for terms of two (2) years.

(3) Two (2) managers for terms of three (3) years.

(e) A manager may be removed for cause by the appointing authority. Vacancies shall be filled by the appointing authority, and any person appointed to fill a vacancy serves for the remainder of the vacated term. The managers ~~may not receive salaries but~~ shall be reimbursed for any expenses necessarily incurred in the performance of their duties. **A manager may not receive a salary other than the minimum salary per diem provided by IC 4-10-11-2.1(b). However, a manager who holds another lucrative elective or appointive office is not eligible to receive the minimum salary per diem.**

(f) The board of managers shall annually elect officers to serve during the calendar year. The board of managers may adopt resolutions and bylaws governing its operations and procedure and may hold meetings as often as necessary to transact business and to perform its duties. A majority of the managers constitutes a quorum.

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## SENATE MOTION

Madam President: I move that Senator Riegsecker be added as second author of Senate Bill 602.

ROGERS

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 COMMITTEE REPORT

Madam President: The Senate Committee on Governmental Affairs and Interstate Cooperation, to which was referred Senate Bill No. 602, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 602 as introduced.)

RIEGSECKER, Chairperson

Committee Vote: Yeas 9, Nays 0.

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 SENATE MOTION

Madam President: I move that Senator Smith S be added as coauthor of Senate Bill 602.

ROGERS

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 COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Senate Bill 602, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 15, delete "who does not hold another lucrative" and insert "**may not receive a salary other than the minimum salary per diem provided by IC 4-10-11-2.1(b). However, a manager who holds another lucrative elective or appointive office is not eligible to receive the minimum salary per diem.**".



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Page 2, delete lines 16 through 17.  
and when so amended that said bill do pass.

(Reference is to SB 602 as printed February 25, 2005.)

ESPICH, Chair

Committee Vote: yeas 22, nays 0.

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